

Nixon & Vanderhye PC.

ATTORNEYS AT LAW

11TH FLOOR
901 NORTH GLEBE ROAD
ARLINGTON, VIRGINIA 22203-1808

TELEPHONE: (703) 816-4000
FACSIMILE: (703) 816-4100
WRITER'S DIRECT DIAL NUMBER:
(703) 816-4044

FACSIMILE COVER SHEET
PLEASE DELIVER IMMEDIATELY!!!!

USSN.: 10/732,866
Atty. Ref.: 36-1049 Date: May 22, 2007

To: DEY, TERRY J
Firm: OFFICE OF PATENT LEGAL ADMINISTRATION OF USPTO
Facsimile No.: 571-273-0100
From: Raymond Y. Mah

Number of Pages (including cover sheet): 37
(IF YOU DO NOT RECEIVE ALL OF THE PAGES OR ENCOUNTER DIFFICULTIES IN TRANSMISSION,
PLEASE CONTACT US IMMEDIATELY AT (703-816-4000).

Raymond Y. Mah
FACSIMILE OPERATOR

ATTACHMENT/S: RESPONSE INCLUDING EXECUTED REISSUE DECLARATION

MESSAGE: PER YOUR REQUEST, RESPONSE INCLUDING EXECUTED REISSUE
DECLARATION IS BEING FAXED HEREWITH.

CONFIDENTIALITY NOTE

The documents accompanying this facsimile transmission contain information belonging to Nixon & Vanderhye, which is confidential and/or legally privileged. This information is only intended for the use of the individual or entity named above. IF YOU ARE NOT THE NAMED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISCLOSURE, COPYING, DISTRIBUTION OR TAKING OF THIS INFORMATION FOR ANY USE WHATSOEVER IS STRICTLY PROHIBITED. If you have received this facsimile in error, please immediately contact us by telephone to arrange for return of the original documents to us.

#1207758 v1 - 36-1049 fax coversheet

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

YATES et al.

Atty. Ref.: 36-1049

Serial No. 10/732,886

TC/A.U.: 2154

Filed: December 11, 2003

Examiner: Vu, V.

For: INFORMATION SERVICES PROVISION AND MANAGEMENT

* * * * *

May 22, 2007

VIA FACSIMILE**Attention: Ms. Terry J. Dey****OFFICE OF PATENT LEGAL ADMINISTRATION**

Mail Stop Issue Fee

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

RESPONSE

Pursuant to a telephone discussion with Ms. Terry Dey of the USPTO, Applicant has attached hereto an amended, executed declaration. If there are any further questions or concerns, the USPTO is invited to telephone the undersigned.

Respectfully submitted,

NIXON & VANDERHYE P.C.By: Raymond Y. Mah
Reg. No. 41,426

RYM:sl

1100 North Glebe Road, 8th Floor

Arlington, VA 22201-4714

Telephone: (703) 816-4044

Facsimile: (703) 816-4100

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of

Atty. Ref: 36-1049

YATES et al.

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

Filed: December 11, 2003

For: **RECONFIGURABLE SERVICE PROVISION VIA A
COMMUNICATION NETWORK**

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

COMBINED REISSUE DECLARATION AND POWER OF ATTORNEY

1. The undersigned inventors, Martin John Yates, Ian William Marshall, Julian Richard Hill, Patrick Brian Farley and Mark Bagley (hereinafter "Applicants") hereby declare that for each of them his/her residence, post office address and citizenship are as stated below next to his/her respective name and each believes that Applicants are the original, first and joint inventors of the invention entitled RECONFIGURABLE SERVICE PROVISION VIA A COMMUNICATION NETWORK described and claimed in the reissue specification filed as U.S. Application No. 10/732,886 on December 11, 2003 and also described and claimed in their original application, U.S. Application No. 08/875,890 filed October 14, 1997 as a national phase filing under 35

YATES et al.

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

U.S.C. §371 of international application no. PCT/GB96/00252 filed February 7, 1996, and the resulting original U.S. Patent No. 6,330,586 (hereinafter "the '586 patent") which issued December 11, 2001; for which priority under 35 U.S.C. §119 was claimed based on European Patent Application No. 95300754 filed on February 7, 1995 and Great Britain Patent Application No. 9508283 filed on April 24, 1995; and for which invention a reissue patent is solicited; that they have each reviewed and understand the contents of the attached reissue specification filed as U.S. Application No. 10/732,886, including the claims (i.e., claims 1-29) as amended by any amendment(s) specifically referred to in this Declaration; and that each acknowledges the duty to disclose information of which they are aware and which is material to patentability of the application in accordance with 37 CFR §1.56.

On information and belief, each of the inventors does not know and does not believe that this invention was ever known or used in the United States before Applicants' invention thereof, or patented or described in any publication in any country before Applicants' invention thereof, or more than one year prior to the original application, or in public use or on sale in the United States more than one year prior to the original application; that this invention had not been patented or made the subject of an inventor's certificate in any country foreign to the United States prior to the date of the

YATES et al.

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

original application on an application filed by the inventors or their legal representative or Assignee more than 12 months before their original application.

2. Each of Applicants, believes that, through error, the original '586 patent is wholly or partly inoperative or invalid as a legal document by reason of the Patentee claiming more or less than they had a right to claim in the patent. All errors being corrected in this reissue application up to the time of filing this Declaration arose without any deceptive intention on the part of Applicants.

3. One error relied upon as a basis for this reissue application is Applicants' failure to request a scope of coverage such as the claims accompanying this reissue application which are necessary to adequately protect Applicants' invention. This error in claiming more or less than Applicants had a right to claim in the '586 patent occurred due to an inadvertent lack of appreciation of the availability of the scope of protection as defined by the amended claims presented with this reissue application. To correct this error, this reissue application seeks to amend certain of the original claims of the '586 patent. For example, independent claims 1, 7, 11, 14, 16, 17 and 21 have been amended to include, *inter alia*, the recitation of "or code to be interpreted" and claim 3 has been amended to require, *inter alia*, "means for changing said plurality of different software modules...."

YATES et al.

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

4. Applicants now seek to correct the errors noted in ¶3 above by requesting that the '586 patent be reissued. Accordingly, Applicants have filed the instant reissue application in order to properly claim what they have a right to claim.

Applicants hereby appoint Nixon & Vanderhye, P.C., 1100 North Glebe Road, 8th Floor, Arlington, Virginia 22201-4714, telephone number (703) 816-4000, facsimile number (703) 816-4100, and the following attorneys thereof: Arthur R. Crawford, 25327; Larry S. Nixon, 25640; James T. Hosmer, 30184; Robert W. Faris, 31352; Richard G. Besha, 22770; Mark E. Nusbaum, 32348; Michael J. Keenan, 32106; Bryan H. Davidson, 30251; Stanley C. Spooner, 27393; Leonard C. Mitchard, 29009; Duane M. Byers, 33363; Jeffry H. Nelson, 30481; John R. Lastova, 33149; H. Warren Burnam, Jr. 29366; Mary J. Wilson, 32955; Alan M. Kagen, 36178; Robert A. Molan, 29834; B. J. Sadoff, 36663; Updeep S. Gill, 37334; Michael J. Shea, 34725; Michelle N. Lester, 32331; Frank P. Presta, 19828; Joseph S. Presta, 35329; Joseph A. Rhoa, 37515; Raymond Y. Mah, 41426; Chris Comuntzis, 31097; Gary R. Tanigawa, 43180; Paul T. Bowen, 38009; Willem F. Gadiano, 37136 as my attorneys in the above-entitled application, to prosecute this application, to make alterations and amendments therein, and to transact all business in the Patent and Trademark Office connected therewith.

YATES et al.

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

All correspondence regarding the above-identified application is to be sent to:

NIXON & VANDERHYE P.C.
1100 North Glebe Road, 8th Floor
Arlington, Virginia 22201-4714

The telephone number is (703) 816-4000.

Applicants hereby declare further that all statements made herein of their own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Name: Martin John Yates

Signature: _____

Date: _____

Citizenship: British

Post Office Address:

pp B54 RM 146

Sirius House, B54 Adastral

Park, Martlesham Heath, Ipswich, Suffolk IP5

3RE, Great Britain

YATES et al.

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

Name: Ian William Marshall

Signature: _____

Date: _____

Citizenship: British

Post Office Address:

6 Pump Close, Bredfield, Ipswich, Suffolk IP13
6DD, Great Britain

Name: Julian Richard Hill

Date: _____

Signature: _____

Citizenship: British

Post Office Address:

3 Tunstall Green, Tunstall, Woodbridge, Suffolk,
IP12 2JJ, Great Britain

Name: Patrick Brian Farley

Signature: _____

Date: _____

Citizenship: British

Post Office Address:

2 Jupiter Road, Ipswich, Suffolk, IP4 4NT, Great
Britain

YATES et al.

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

Name: Mark Bagley

Signature: _____

Date: _____

Citizenship: British

Post Office Address:
1070 Arasradero Road, suite 300, Palo Alto, CA
94304, USA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of

Atty. Ref: 36-1049

YATES et al.

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

Filed: December 11, 2003

For: **RECONFIGURABLE SERVICE PROVISION VIA A
COMMUNICATION NETWORK**

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

COMBINED REISSUE DECLARATION AND POWER OF ATTORNEY

1. The undersigned inventors, Martin John Yates, Ian William Marshall, Julian Richard Hill, Patrick Brian Farley and Mark Bagley (hereinafter "Applicants") hereby declare that for each of them his/her residence, post office address and citizenship are as stated below next to his/her respective name and each believes that Applicants are the original, first and joint inventors of the invention entitled RECONFIGURABLE SERVICE PROVISION VIA A COMMUNICATION NETWORK described and claimed in the reissue specification filed as U.S. Application No. 10/732,886 on December 11, 2003 and also described and claimed in their original application, U.S. Application No. 08/875,890 filed October 14, 1997 as a national phase filing under 35

YATES et al.

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

U.S.C. §371 of international application no. PCT/GB96/00252 filed February 7, 1996, and the resulting original U.S. Patent No. 6,330,586 (hereinafter "the '586 patent") which issued December 11, 2001; for which priority under 35 U.S.C. §119 was claimed based on European Patent Application No. 95300754 filed on February 7, 1995 and Great Britain Patent Application No. 9508283 filed on April 24, 1995; and for which invention a reissue patent is solicited; that they have each reviewed and understand the contents of the attached reissue specification filed as U.S. Application No. 10/732,886, including the claims (i.e., claims 1-29) as amended by any amendment(s) specifically referred to in this Declaration; and that each acknowledges the duty to disclose information of which they are aware and which is material to patentability of the application in accordance with 37 CFR §1.56.

On information and belief, each of the inventors does not know and does not believe that this invention was ever known or used in the United States before Applicants' invention thereof, or patented or described in any publication in any country before Applicants' invention thereof, or more than one year prior to the original application, or in public use or on sale in the United States more than one year prior to the original application; that this invention had not been patented or made the subject of an inventor's certificate in any country foreign to the United States prior to the date of the

YATES et al.

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

original application on an application filed by the inventors or their legal representative or Assignee more than 12 months before their original application.

2. Each of Applicants, believes that, through error, the original '586 patent is wholly or partly inoperative or invalid as a legal document by reason of the Patentee claiming more or less than they had a right to claim in the patent. All errors being corrected in this reissue application up to the time of filing this Declaration arose without any deceptive intention on the part of Applicants.

3. One error relied upon as a basis for this reissue application is Applicants' failure to request a scope of coverage such as the claims accompanying this reissue application which are necessary to adequately protect Applicants' invention. This error in claiming more or less than Applicants had a right to claim in the '586 patent occurred due to an inadvertent lack of appreciation of the availability of the scope of protection as defined by the amended claims presented with this reissue application. To correct this error, this reissue application seeks to amend certain of the original claims of the '586 patent. For example, independent claims 1, 7, 11, 14, 16, 17 and 21 have been amended to include, *inter alia*, the recitation of "or code to be interpreted" and claim 3 has been amended to require, *inter alia*, "means for changing said plurality of different software modules...."

YATES et al.

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

4. Applicants now seek to correct the errors noted in ¶3 above by requesting that the '586 patent be reissued. Accordingly, Applicants have filed the instant reissue application in order to properly claim what they have a right to claim.

Applicants hereby appoint Nixon & Vanderhye, P.C., 1100 North Glebe Road, 8th Floor, Arlington, Virginia 22201-4714, telephone number (703) 816-4000, facsimile number (703) 816-4100, and the following attorneys thereof: Arthur R. Crawford, 25327; Larry S. Nixon, 25640; James T. Hosmer, 30184; Robert W. Faris, 31352; Richard G. Besha, 22770; Mark E. Nusbaum, 32348; Michael J. Keenan, 32106; Bryan H. Davidson, 30251; Stanley C. Spooner, 27393; Leonard C. Mitchard, 29009; Duane M. Byers, 33363; Jeffry H. Nelson, 30481; John R. Lastova, 33149; H. Warren Burnam, Jr. 29366; Mary J. Wilson, 32955; Alan M. Kagen, 36178; Robert A. Molan, 29834; B. J. Sadoff, 36663; Updeep S. Gill, 37334; Michael J. Shea, 34725; Michelle N. Lester, 32331; Frank P. Presta, 19828; Joseph S. Presta, 35329; Joseph A. Rhoa, 37515; Raymond Y. Mah, 41426; Chris Comuntzis, 31097; Gary R. Tanigawa, 43180; Paul T. Bowen, 38009; Willem F. Gadiano, 37136 as my attorneys in the above-entitled application, to prosecute this application, to make alterations and amendments therein, and to transact all business in the Patent and Trademark Office connected therewith.

YATES et al.

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)


All correspondence regarding the above-identified application is to be sent to:

NIXON & VANDERHYE P.C.
1100 North Glebe Road, 8th Floor
Arlington, Virginia 22201-4714

The telephone number is (703) 816-4000.

Applicants hereby declare further that all statements made herein of their own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Name: Martin John Yates

Signature: 

Date: _____

Citizenship: British

Post Office Address:
pp B54 RM 146
Sirius House, B54 Adastral
Park, Martlesham Heath, Ipswich, Suffolk IP5
3RE, Great Britain

YATES et al.

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

Name: Ian William Marshall

Signature: 2 17.4.07

Date: 30 - 4 - 07

Citizenship: British

Post Office Address:

6 Pump Close, Bredfield, Ipswich, Suffolk IP13
6DD, Great Britain

Name: Julian Richard Hill

Date: _____

Signature: _____

Citizenship: British

Post Office Address:

3 Tunstall Green, Tunstall, Woodbridge, Suffolk,
IP12 2JJ, Great Britain

Name: Patrick Brian Farley

Signature: _____

Date: _____

Citizenship: British

Post Office Address:

2 Jupiter Road, Ipswich, Suffolk, IP4 4NT, Great
Britain

YATES et al.

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

Name: Mark Bagley

Signature: _____

Date: _____

Citizenship: British

Post Office Address:
1070 Arasradero Road, suite 300, Palo Alto, CA
94304, USA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of
YATES et al.

Atty. Ref: 36-1049

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

Filed: December 11, 2003

For: **RECONFIGURABLE SERVICE PROVISION VIA A
COMMUNICATION NETWORK**

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

COMBINED REISSUE DECLARATION AND POWER OF ATTORNEY

1. The undersigned inventors, Martin John Yates, Ian William Marshall, Julian Richard Hill, Patrick Brian Farley and Mark Bagley (hereinafter "Applicants") hereby declare that for each of them his/her residence, post office address and citizenship are as stated below next to his/her respective name and each believes that Applicants are the original, first and joint inventors of the invention entitled RECONFIGURABLE SERVICE PROVISION VIA A COMMUNICATION NETWORK described and claimed in the reissue specification filed as U.S. Application No. 10/732,886 on December 11, 2003 and also described and claimed in their original application, U.S. Application No. 08/875,890 filed October 14, 1997 as a national phase filing under 35

YATES et al.

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

U.S.C. §371 of international application no. PCT/GB96/00252 filed February 7, 1996, and the resulting original U.S. Patent No. 6,330,586 (hereinafter "the '586 patent") which issued December 11, 2001; for which priority under 35 U.S.C. §119 was claimed based on European Patent Application No. 95300754 filed on February 7, 1995 and Great Britain Patent Application No. 9508283 filed on April 24, 1995; and for which invention a reissue patent is solicited; that they have each reviewed and understand the contents of the attached reissue specification filed as U.S. Application No. 10/732,886, including the claims (i.e., claims 1-29) as amended by any amendment(s) specifically referred to in this Declaration; and that each acknowledges the duty to disclose information of which they are aware and which is material to patentability of the application in accordance with 37 CFR §1.56.

On information and belief, each of the inventors does not know and does not believe that this invention was ever known or used in the United States before Applicants' invention thereof, or patented or described in any publication in any country before Applicants' invention thereof, or more than one year prior to the original application, or in public use or on sale in the United States more than one year prior to the original application; that this invention had not been patented or made the subject of an inventor's certificate in any country foreign to the United States prior to the date of the

YATES et al.

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

original application on an application filed by the inventors or their legal representative or Assignee more than 12 months before their original application.

2. Each of Applicants, believes that, through error, the original '586 patent is wholly or partly inoperative or invalid as a legal document by reason of the Patentee claiming more or less than they had a right to claim in the patent. All errors being corrected in this reissue application up to the time of filing this Declaration arose without any deceptive intention on the part of Applicants.

3. One error relied upon as a basis for this reissue application is Applicants' failure to request a scope of coverage such as the claims accompanying this reissue application which are necessary to adequately protect Applicants' invention. This error in claiming more or less than Applicants had a right to claim in the '586 patent occurred due to an inadvertent lack of appreciation of the availability of the scope of protection as defined by the amended claims presented with this reissue application. To correct this error, this reissue application seeks to amend certain of the original claims of the '586 patent. For example, independent claims 1, 7, 11, 14, 16, 17 and 21 have been amended to include, *inter alia*, the recitation of "or code to be interpreted" and claim 3 has been amended to require, *inter alia*, "means for changing said plurality of different software modules...."

YATES et al.

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

4. Applicants now seek to correct the errors noted in ¶3 above by requesting that the '586 patent be reissued. Accordingly, Applicants have filed the instant reissue application in order to properly claim what they have a right to claim.

Applicants hereby appoint Nixon & Vanderhye, P.C., 1100 North Glebe Road, 8th Floor, Arlington, Virginia 22201-4714, telephone number (703) 816-4000, facsimile number (703) 816-4100, and the following attorneys thereof: Arthur R. Crawford, 25327; Larry S. Nixon, 25640; James T. Hosmer, 30184; Robert W. Faris, 31352; Richard G. Besha, 22770; Mark E. Nusbaum, 32348; Michael J. Keenan, 32106; Bryan H. Davidson, 30251; Stanley C. Spooner, 27393; Leonard C. Mitchard, 29009; Duane M. Byers, 33363; Jeffry H. Nelson, 30481; John R. Lastova, 33149; H. Warren Burnam, Jr. 29366; Mary J. Wilson, 32955; Alan M. Kagen, 36178; Robert A. Molan, 29834; B. J. Sadoff, 36663; Updeep S. Gill, 37334; Michael J. Shea, 34725; Michelle N. Lester, 32331; Frank P. Presta, 19828; Joseph S. Presta, 35329; Joseph A. Rhoa, 37515; Raymond Y. Mah, 41426; Chris Comuntzis, 31097; Gary R. Tanigawa, 43180; Paul T. Bowen, 38009; Willem F. Gadiano, 37136 as my attorneys in the above-entitled application, to prosecute this application, to make alterations and amendments therein, and to transact all business in the Patent and Trademark Office connected therewith.

YATES et al.

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

All correspondence regarding the above-identified application is to be sent to:

NIXON & VANDERHYE P.C.
1100 North Glebe Road, 8th Floor
Arlington, Virginia 22201-4714

The telephone number is (703) 816-4000.

Applicants hereby declare further that all statements made herein of their own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Name: Martin John Yates

Signature: _____

Date: _____

Citizenship: British

Post Office Address:
pp B54 RM 146
Sirius House, B54 Adastral
Park, Martlesham Heath, Ipswich, Suffolk IP5
3RE, Great Britain

YATES et al.

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

Name: Ian William Marshall

Signature: _____

Date: _____

Citizenship: British

Post Office Address:
6 Pump Close, Bredfield, Ipswich, Suffolk IP13
6DD, Great Britain

Name: Julian Richard Hill

Date: 30/4/2007

Signature: JRH

Citizenship: British

Post Office Address:
3 Tunstall Green, Tunstall, Woodbridge, Suffolk,
IP12 2JJ, Great Britain

Name: Patrick Brian Farley

Signature: _____

Date: _____

Citizenship: British

Post Office Address:
2 Jupiter Road, Ipswich, Suffolk, IP4 4NT, Great
Britain

YATES et al.

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

Name: Mark Bagley

Signature: _____

Date: _____

Citizenship: British

Post Office Address:

1070 Arasradero Road, suite 300, Palo Alto, CA
94304, USA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of
YATES et al.

Atty. Ref: 36-1049

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

Filed: December 11, 2003

For: **RECONFIGURABLE SERVICE PROVISION VIA A
COMMUNICATION NETWORK**

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

COMBINED REISSUE DECLARATION AND POWER OF ATTORNEY

1. The undersigned inventors, Martin John Yates, Ian William Marshall, Julian Richard Hill, Patrick Brian Farley and Mark Bagley (hereinafter "Applicants") hereby declare that for each of them his/her residence, post office address and citizenship are as stated below next to his/her respective name and each believes that Applicants are the original, first and joint inventors of the invention entitled RECONFIGURABLE SERVICE PROVISION VIA A COMMUNICATION NETWORK described and claimed in the reissue specification filed as U.S. Application No. 10/732,886 on December 11, 2003 and also described and claimed in their original application, U.S. Application No. 08/875,890 filed October 14, 1997 as a national phase filing under 35

YATES et al.

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

U.S.C. §371 of international application no. PCT/GB96/00252 filed February 7, 1996, and the resulting original U.S. Patent No. 6,330,586 (hereinafter "the '586 patent") which issued December 11, 2001; for which priority under 35 U.S.C. §119 was claimed based on European Patent Application No. 95300754 filed on February 7, 1995 and Great Britain Patent Application No. 9508283 filed on April 24, 1995; and for which invention a reissue patent is solicited; that they have each reviewed and understand the contents of the attached reissue specification filed as U.S. Application No. 10/732,886, including the claims (i.e., claims 1-29) as amended by any amendment(s) specifically referred to in this Declaration; and that each acknowledges the duty to disclose information of which they are aware and which is material to patentability of the application in accordance with 37 CFR §1.56.

On information and belief, each of the inventors does not know and does not believe that this invention was ever known or used in the United States before Applicants' invention thereof, or patented or described in any publication in any country before Applicants' invention thereof, or more than one year prior to the original application, or in public use or on sale in the United States more than one year prior to the original application; that this invention had not been patented or made the subject of an inventor's certificate in any country foreign to the United States prior to the date of the

YATES et al.

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

original application on an application filed by the inventors or their legal representative or Assignee more than 12 months before their original application.

2. Each of Applicants, believes that, through error, the original '586 patent is wholly or partly inoperative or invalid as a legal document by reason of the Patentee claiming more or less than they had a right to claim in the patent. All errors being corrected in this reissue application up to the time of filing this Declaration arose without any deceptive intention on the part of Applicants.

3. One error relied upon as a basis for this reissue application is Applicants' failure to request a scope of coverage such as the claims accompanying this reissue application which are necessary to adequately protect Applicants' invention. This error in claiming more or less than Applicants had a right to claim in the '586 patent occurred due to an inadvertent lack of appreciation of the availability of the scope of protection as defined by the amended claims presented with this reissue application. To correct this error, this reissue application seeks to amend certain of the original claims of the '586 patent. For example, independent claims 1, 7, 11, 14, 16, 17 and 21 have been amended to include, *inter alia*, the recitation of "or code to be interpreted" and claim 3 has been amended to require, *inter alia*, "means for changing said plurality of different software modules...."

YATES et al.

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

4. Applicants now seek to correct the errors noted in ¶3 above by requesting that the '586 patent be reissued. Accordingly, Applicants have filed the instant reissue application in order to properly claim what they have a right to claim.

Applicants hereby appoint Nixon & Vanderhye, P.C., 1100 North Glebe Road, 8th Floor, Arlington, Virginia 22201-4714, telephone number (703) 816-4000, facsimile number (703) 816-4100, and the following attorneys thereof: Arthur R. Crawford, 25327; Larry S. Nixon, 25640; James T. Hosmer, 30184; Robert W. Faris, 31352; Richard G. Besha, 22770; Mark E. Nusbaum, 32348; Michael J. Keenan, 32106; Bryan H. Davidson, 30251; Stanley C. Spooner, 27393; Leonard C. Mitchard, 29009; Duane M. Byers, 33363; Jeffry H. Nelson, 30481; John R. Lastova, 33149; H. Warren Burnam, Jr. 29366; Mary J. Wilson, 32955; Alan M. Kagen, 36178; Robert A. Molan, 29834; B. J. Sadoff, 36663; Updeep S. Gill, 37334; Michael J. Shea, 34725; Michelle N. Lester, 32331; Frank P. Presta, 19828; Joseph S. Presta, 35329; Joseph A. Rhoa, 37515; Raymond Y. Mah, 41426; Chris Comuntzis, 31097; Gary R. Tanigawa, 43180; Paul T. Bowen, 38009; Willem F. Gadiano, 37136 as my attorneys in the above-entitled application, to prosecute this application, to make alterations and amendments therein, and to transact all business in the Patent and Trademark Office connected therewith.

YATES et al.

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

All correspondence regarding the above-identified application is to be sent to:

NIXON & VANDERHYE P.C.
1100 North Glebe Road, 8th Floor
Arlington, Virginia 22201-4714

The telephone number is (703) 816-4000.

Applicants hereby declare further that all statements made herein of their own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Name: Martin John Yates

Signature: _____

Date: _____

Citizenship: British

Post Office Address:

pp B54 RM 146

Sirius House, B54 Adastral

Park, Martlesham Heath, Ipswich, Suffolk IP5

3RE, Great Britain

YATES et al

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

Name: Ian William Marshall

Signature: _____

Date: _____

Citizenship: British

Post Office Address:

6 Pump Close, Bredfield, Ipswich, Suffolk IP13
6DD, Great Britain

Name: Julian Richard Hill

Date: _____

Signature: _____

Citizenship: British

Post Office Address:

3 Tunstall Green, Tunstall, Woodbridge, Suffolk,
IP12 2JJ, Great Britain

Name: Patrick Brian Farley

Signature: Patrick Farley

Date: 3 MAY 2007

Citizenship: British

Post Office Address:

2 Jupiter Road, Ipswich, Suffolk, IP4 4NT, Great
Britain

YATES et al.

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

Name: Mark Bagley

Signature: _____

Date: _____

Citizenship: British

Post Office Address:

1070 Arasradero Road, suite 300, Palo Alto, CA
94304, USA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of

Atty. Ref: 36-1049

YATES et al.

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

Filed: December 11, 2003

For: **RECONFIGURABLE SERVICE PROVISION VIA A
COMMUNICATION NETWORK**

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

COMBINED REISSUE DECLARATION AND POWER OF ATTORNEY

1. The undersigned inventors, Martin John Yates, Ian William Marshall, Julian Richard Hill, Patrick Brian Farley and Mark Bagley (hereinafter "Applicants") hereby declare that for each of them his/her residence, post office address and citizenship are as stated below next to his/her respective name and each believes that Applicants are the original, first and joint inventors of the invention entitled RECONFIGURABLE SERVICE PROVISION VIA A COMMUNICATION NETWORK described and claimed in the reissue specification filed as U.S. Application No. 10/732,886 on December 11, 2003 and also described and claimed in their original application, U.S. Application No. 08/875,890 filed October 14, 1997 as a national phase filing under 35 U.S.C. §371 of international application no. PCT/GB96/00252 filed February 7, 1996,

479704

*YATES et al.**Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)*

and the resulting original U.S. Patent No. 6,330,586 (hereinafter "the '586 patent") which issued December 11, 2001; for which priority under 35 U.S.C. §119 was claimed based on European Patent Application No. 95300754 filed on February 7, 1995 and Great Britain Patent Application No. 9508283 filed on April 24, 1995; and for which invention a reissue patent is solicited; that they have each reviewed and understand the contents of the attached reissue specification filed as U.S. Application No. 10/732,886, including the claims (i.e., claims 1-29) as amended by any amendment(s) specifically referred to in this Declaration; and that each acknowledges the duty to disclose information of which they are aware and which is material to patentability of the application in accordance with 37 CFR §1.56.

Rey: Mah 4/13/07 4:04 PM
Deleted: the examination

Rey: Mah 4/13/07 4:05 PM
Deleted: (a)

On information and belief, each of the inventors does not know and does not believe that this invention was ever known or used in the United States before Applicants' invention thereof, or patented or described in any publication in any country before Applicants' invention thereof, or more than one year prior to the original application, or in public use or on sale in the United States more than one year prior to the original application; that this invention had not been patented or made the subject of an inventor's certificate in any country foreign to the United States prior to the date of the original application on an application filed by the inventors or their legal representative or Assignee more than 12 months before their original application.

YATES et al.

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

2. Each of Applicants, believes that, through error, the original '586 patent is wholly or partly inoperative or invalid as a legal document by reason of the Patentee claiming more or less than they had a right to claim in the patent. All errors being corrected in this reissue application up to the time of filing this Declaration arose without any deceptive intention on the part of Applicants.

3. One error relied upon as a basis for this reissue application is Applicants' failure to request a scope of coverage such as the claims accompanying this reissue application which are necessary to adequately protect Applicants' invention. This error in claiming more or less than Applicants had a right to claim in the '586 patent occurred due to an inadvertent lack of appreciation of the availability of the scope of protection as defined by the amended claims presented with this reissue application. To correct this error, this reissue application seeks to amend certain of the original claims of the '586 patent. For example, independent claims 1, 7, 11, 14, 16, 17 and 21 have been amended to include, *inter alia*, the recitation of "or code to be interpreted" and claim 3 has been amended to require, *inter alia*, "means for changing said plurality of different software modules...."

4. Applicants now seek to correct the errors noted in ¶3 above by requesting that the '586 patent be reissued. Accordingly, Applicants have filed the instant reissue application in order to properly claim what they have a right to claim.

YATES et al.

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

Applicants hereby appoint Nixon & Vanderhyc, P.C., 1100 North Glebe Road, 8th Floor, Arlington, Virginia 22201-4714, telephone number (703) 816-4000, facsimile number (703) 816-4100, and the following attorneys thereof: Arthur R. Crawford, 25327; Larry S. Nixon, 25640; James T. Hosmer, 30184; Robert W. Faris, 31352; Richard G. Besha, 22770; Mark E. Nusbaum, 32348; Michael J. Keenan, 32106; Bryan H. Davidson, 30251; Stanley C. Spooner, 27393; Leonard C. Mitchard, 29009; Duane M. Byers, 33363; Jeffry H. Nelson, 30481; John R. Lastova, 33149; H. Warren Burnam, Jr. 29366; Mary J. Wilson, 32955; Alan M. Kagen, 36178; Robert A. Molan, 29834; B. J. Sadoff, 36663; Updeep S. Gill, 37334; Michael J. Shea, 34725; Michelle N. Lester, 32331; Frank P. Presta, 19828; Joseph S. Presta, 35329; Joseph A. Rhoa, 37515; Raymond Y. Mah, 41426; Chris Comuntzis, 31097; Gary R. Tanigawa, 43180; Paul T. Bowen, 38009; Willem F. Gadiano, 37136 as my attorneys in the above-entitled application, to prosecute this application, to make alterations and amendments therein, and to transact all business in the Patent and Trademark Office connected therewith.

YATES et al.

Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)

All correspondence regarding the above-identified application is to be sent to:

NIXON & VANDERHYE P.C.
1100 North Glebe Road, 8th Floor
Arlington, Virginia 22201-4714

The telephone number is (703) 816-4000.

Applicants hereby declare further that all statements made herein of their own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Name: Martin John Yates

Signature: _____ Date: _____

Citizenship: British

Post Office Address:

pp B54 RM 146

Sirius House, B54 Adastral

Park, Martlesham Heath, Ipswich, Suffolk IP5

3RE, Great Britain

802356406 4/27/07 2:34 PM
Deleted: 580 Patten Avenue #84
Long Branch, New Jersey 07740
U.S.A.

YATES et al***Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)***

Name: Ian William Marshall

Signature: _____ Date: _____

Citizenship: British

Post Office Address:

6 Pump Close, Bredfield, Ipswich, Suffolk IP13
6DD, Great Britain802356486 4/27/07 2:41 PM
Deleted:802356486 4/27/07 2:41 PM
Deleted:

Name: Julian Richard Hill

Date: _____

Signature: _____

Citizenship: British

Post Office Address:

3 Tunstall Green, Tunstall, Woodbridge, Suffolk,
IP12 2JJ, Great Britain

802356486 4/27/07 2:39 PM

Deleted: PP B54 82, B54
Buildings, BTL,
Martlesham Heath,
Ipswich, Suffolk IP5 3RB

802356486 4/27/07 2:40 PM

Deleted:

Name: Patrick Brian Farley

Signature: _____ Date: _____

Citizenship: British

Post Office Address:

2 Jupiter Road, Ipswich, Suffolk, IP4 4NT, Great
Britain

802356486 4/27/07 2:41 PM

Deleted: 580 Patton Avenue #84
Long Branch, New Jersey 07740
U.S.A.

Name: Mark Bagley

YATES et al.**Serial No. 10/732,886 (Reissue of Patent No. 6,330,586)**

Signature: _____

M. Bagley

Date: _____

9th May 2002

Citizenship: British

Post Office Address:

1070 Arasadero Road, suite 300, Palo Alto, CA
94304, USA